

Sughrue

SUGHRUE MION, PLLC

Louis Gubinsky, Esq.

T (202) 663-7921

lgubinsky@sughrue.com

December 3, 2001

BOX PATENT APPLICATION

Commissioner for Patents

Washington, D.C. 20231

Re: Application of YAGITA, Akikuni
INTERLEUKIN-12 INDUCER AND MEDICAL COMPOSITION
Our Ref: Q67403

Dear Sir:

This is a request for a Divisional Application of pending prior Application No. 09/447,049 filed November 23, 1999, which is a divisional of Application No. 08/967,821, filed November 12, 1997, now patent No. 6,238,660 of YAGITA, Akikuni entitled INTERLEUKIN-12 INDUCER AND MEDICAL COMPOSITION.

This application is being filed under 37 C.F.R. § 1.53(b). Enclosed is a specification, including the claims and abstract, and a copy of the Declaration as filed in the prior application. Also enclosed is an Information Disclosure Statement, a PTO Form 1449 listing references cited by applicant and/or the examiner during prosecution of the parent application.

The prior application is assigned to Group Art Unit 1651.

Priority is claimed from:

<u>Country</u>	<u>Application No</u>	<u>Filing Date</u>
Japan	Hei 8-315498	November 11, 1996

The priority document(s) were filed in parent Application No. 08/967,821.

Applicant claims benefit of small entity status in accordance with 37 CFR § 1.27.

The Government filing fee is calculated as follows (**Small Entity fees apply**):

Total claims	<u>3</u> - 20	=	<u> </u>	x	\$9.00	=	<u> </u>	\$.00
Independent claims	<u>3</u> - 3	=	<u> </u>	x	\$42.00	=	<u> </u>	\$.00
Base Fee								\$370.00

TOTAL FILING FEE **\$370.00**

A check for the statutory fee of \$370.00 is attached. You are also directed and authorized to charge or credit any difference or overpayment to Deposit Account No. 19-4880. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 and any petitions for extension of time under 37 C.F.R. § 1.136 which may be required during the entire



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pendency of the application to Deposit Account No. 19-4880. A duplicate copy of this transmittal letter is attached.

A Petition and payment for an extension of time is being filed concurrently herewith in Application No. 09/447,049. The application is timely filed.

Respectfully submitted,

SUGHRUE MION, PLLC
Attorneys for Applicant

By: _____

Louis Gubinsky

Registration No. 24,835